



Daily Digest

Federal Communications Commission
445 12th St., SW
Washington, D.C. 20554

News media information 202 / 418-0500
Internet: <http://www.fcc.gov>
TTY: 202/418-2555

Vol. 23 No. 49

March 12, 2004

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THE FOLLOWING ITEMS WERE ADOPTED AT THE MARCH 11, 2004, COMMISSION MEETING AND RELEASED LATER THAT DAY

NEWS RELEASES

FCC SEEKS COMMENT ON RULES TO ELIMINATE SPAM FROM MOBILE PHONES. The Commission adopted a NPRM and FNPRM relating to protecting consumers from SPAM and unauthorized telemarketing calls on their mobile phones. News Release. (Dkt No 02-278, 04-53). Adopted: 03/11/2004. News Media Contact: Rosemary Kimball at (202) 418-0511, email: Rosemary.Kimball@fcc.gov CGB. Contact Ruth Yodaiken at (202) 418-2512 [DOC-244843A1.doc](#) [DOC-244843A2.doc](#) [DOC-244843A3.doc](#) [DOC-244843A1.pdf](#) [DOC-244843A2.pdf](#) [DOC-244843A3.pdf](#) [DOC-244843A1.txt](#) [DOC-244843A2.txt](#) [DOC-244843A3.txt](#)

FCC AMENDS INTERNATIONAL TELECOMMUNICATIONS POLICY IN STEP WITH MARKET CHANGES. U.S. Carriers and Consumers to Benefit. News Release. Adopted: 03/11/2004. News Media Contact: Linda L. Haller at (202) 418-1408, email: Linda.Haller@fcc.gov IB. Contact Alexandra Field at (202) 418-2064 or Gardner Foster (202) 418-1460 [DOC-244845A1.doc](#) [DOC-244845A2.doc](#) [DOC-244845A3.doc](#) [DOC-244845A4.doc](#) [DOC-244845A1.pdf](#) [DOC-244845A2.pdf](#) [DOC-244845A3.pdf](#) [DOC-244845A4.pdf](#) [DOC-244845A1.txt](#) [DOC-244845A2.txt](#) [DOC-244845A3.txt](#) [DOC-244845A4.txt](#)

FCC TO ASSESS WHETHER BROADBAND NETWORKS ARE BEING MADE AVAILABLE TO ALL AMERICANS. FCC Inquiry to Measure Deployment of Broadband Networks. News Release. Adopted: 03/11/2004. News Media Contact: Michael Balmoris at (202) 418-0253, email: Michael.Balmoris@fcc.gov WCB. Contact Regina Brown at (202) 418-7400 [DOC-244841A1.doc](#) [DOC-244841A2.doc](#) [DOC-244841A3.doc](#) [DOC-244841A4.doc](#) [DOC-244841A4.pdf](#) [DOC-244841A1.pdf](#) [DOC-244841A2.pdf](#) [DOC-244841A3.pdf](#) [DOC-244841A4.pdf](#) [DOC-244841A1.txt](#) [DOC-244841A2.txt](#) [DOC-244841A3.txt](#) [DOC-244841A4.txt](#)

FCC ELIMINATES RULES IN ORDER TO EXPAND LONG DISTANCE COMPETITION. The FCC acted to improve telephone service for consumers by eliminating certain of the FCC's "operate independently" rules. News Release. Adopted: 03/11/2004. News Media Contact: Michael Balmoris at (202) 418-0253, email: Michael.Balmoris@fcc.gov WCB [DOC-244842A1.doc](#) [DOC-244842A2.doc](#) [DOC-244842A3.doc](#) [DOC-244842A4.doc](#) [DOC-244842A5.doc](#) [DOC-244842A1.pdf](#) [DOC-244842A2.pdf](#) [DOC-244842A3.pdf](#) [DOC-244842A4.pdf](#) [DOC-244842A5.pdf](#) [DOC-244842A1.txt](#) [DOC-244842A2.txt](#) [DOC-244842A3.txt](#) [DOC-244842A4.txt](#) [DOC-244842A5.txt](#)

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THE FOLLOWING ITEMS ARE DATED AND RELEASED TODAY:**NEWS RELEASES**

COMMISSION PROPOSES STATUTORY MAXIMUM FORFEITURE OF \$247,500 AGAINST CLEAR CHANNEL COMMUNICATIONS FOR APPARENT VIOLATIONS OF INDENCY RULE. News Release. News Media Contact: Janice Wise at (202) 418-7450 EB. Contact Janice Wise or William Freedman (202) 418-7450 [DOC-244908A1.doc](#) [DOC-244908A1.pdf](#) [DOC-244908A1.txt](#)

FCC CALENDAR OF EVENTS. News Release. News Media Contact: Sharon Hurd at (202) 418-0504 OMR [DOC-244913A1.doc](#) [DOC-244913A1.pdf](#) [DOC-244913A1.txt](#)

PUBLIC NOTICES

Released: 03/12/2004. STREAMLINED SUBMARINE CABLE LANDING LICENSE APPLICATIONS ACCEPTED FOR FILING. (DA No. 04-689). IB [DA-04-689A1.doc](#) [DA-04-689A1.pdf](#) [DA-04-689A1.txt](#)

Released: 03/12/2004. INTERNATIONAL BUREAU TO HOST MYIBFS LICENSING SYSTEM DEMONSTRATION. (DA No. 04-667). IB. Contact: Mary Jane Solomon at (202) 418-0593, email: MaryJane.Solomon@fcc.gov [DA-04-667A1.doc](#) [DA-04-667A1.pdf](#) [DA-04-667A1.txt](#)

Report No: SAT-00200 Released: 03/12/2004. POLICY BRANCH INFORMATION. (DA No. 04-688) Action Taken. IB. Contact: (202) 418-0719, TTY: (202) 418-2555 [DA-04-688A1.pdf](#) [DA-04-688A1.txt](#)

Report No: TEL-00768S Released: 03/12/2004. STREAMLINED INTERNATIONAL APPLICATIONS ACCEPTED FOR FILING Accepted for Filing Streamlined. IB. Contact: (202) 418-0270 [DOC-244892A1.pdf](#) [DOC-244892A1.txt](#)

Report No: SAT-00199 Released: 03/12/2004. POLICY BRANCH INFORMATION Satellite Space Applications Accepted for Filing. IB. Contact: (202) 418-0719, TTY: (202) 418-2555 [DOC-244891A1.pdf](#) [DOC-244891A1.txt](#)

Released: 03/12/2004. FALCON BROADBAND, INC., FILES AN APPLICATION FOR OPEN VIDEO SYSTEM CERTIFICATION. (DA No. 04-695). MB. Contact: Sonia Greenaway-Mickle or Steve Garner at (202) 418-7200 [DA-04-695A1.doc](#) [DA-04-695A1.pdf](#) [DA-04-695A1.txt](#)

Released: 03/12/2004. CLOSED GROUPS OF PENDING LOW POWER FM MUTUALLY EXCLUSIVE APPLICATIONS ACCEPTED FOR FILING. (DA No. 04-679). MB. Contact: Stephen Svab at (202) 418-2700, John Grizzle at (202) 418-2700, Electronic Filing: (202) 418-2MMB [DA-04-679A1.doc](#) [DA-04-679A2.xls](#) [DA-04-679A1.pdf](#) [DA-04-679A2.pdf](#) [DA-04-679A1.txt](#) [DA-04-679A2.txt](#)

Report No: 45691 Released: 03/12/2004. BROADCAST ACTIONS. MB [DOC-244814A1.txt](#) [DOC-244814A1.pdf](#)

Report No: 25691 Released: 03/12/2004. BROADCAST APPLICATIONS. MB [DOC-244815A1.txt](#) [DOC-244815A1.pdf](#)

Released: 03/12/2004. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG. WCB. Contact: Reference Information Center at (202) 418-0270 [DOC-244886A1.pdf](#) [DOC-244886A1.txt](#)

Released: 03/12/2004. WIRELINE COMPETITION BUREAU INITIATES PROCEEDING TO CONSIDER THE ALLTEL COMMUNICATIONS, INC. PETITION TO REDEFINE RURAL TELEPHONE COMPANY SERVICE AREAS IN THE STATE OF MICHIGAN. (DA No. 04-686). (Dkt No 96-45). WCB. Contact: Thomas Buckley at (202) 418-7400, TTY: (202) 418-0484 [DA-04-686A1.doc](#) [DA-04-686A1.pdf](#) [DA-04-686A1.txt](#)

Released: 03/12/2004. IN THE MATTER OF ACCESS CHARGE REFORM, PRICE CAP PERFORMANCE REVIEW FOR LOCAL EXCHANGE CARRIERS, TRANSPORT RATE STRUCTURE AND PRICING, END USER COMMON LINE CHARGES , NOTICE OF DISMISSAL OF PETITIONS FOR RECONSIDERATION. (DA No. 04-691). (Dkt No 91-213, 94-1, 95-72, 96-262). WCB. Contact: Marvin Sacks at (202) 418-1520 [DA-04-691A1.doc](#) [DA-04-691A1.pdf](#) [DA-04-691A1.txt](#)

Report No: CWS-04-26 Released: 03/12/2004. ANTENNA STRUCTURE REGISTRATION SERVICE INFORMATION. WTB [DOC-244869A1.pdf](#) [DOC-244869A1.txt](#)

Released: 03/12/2004. WIRELESS TELECOMMUNICATIONS BUREAU OPENS FILING WINDOW FOR PROPOSALS TO DEVELOP AND MANAGE INDEPENDENT DATABASE OF SITE REGISTRATIONS BY LICENSEES IN THE 71-76 GHZ, 81-86 GHZ AND 92-95 GHZ BANDS. (DA No. 04-672). (Dkt No 02-146). WTB. Contact: John Spencer at (202) 418-1896, TTY: (202) 418-7233 [DA-04-672A1.doc](#) [DA-04-672A1.pdf](#) [DA-04-672A1.txt](#)

TEXTS

WORLDCOM, INC. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Govermental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-644). CGB [DA-04-644A1.doc](#) [DA-04-644A1.pdf](#) [DA-04-644A1.txt](#)

WORLDCOM, INC. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-638). CGB [DA-04-638A1.doc](#) [DA-04-638A1.pdf](#) [DA-04-638A1.txt](#)

WORLDCOM, INC. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-639). CGB [DA-04-639A1.doc](#) [DA-04-639A1.pdf](#) [DA-04-639A1.txt](#)

WORLDCOM, INC. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-640). CGB [DA-04-640A1.doc](#) [DA-04-640A1.pdf](#) [DA-04-640A1.txt](#)

WORLDCOM, INC. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-641). CGB [DA-04-641A1.doc](#) [DA-04-641A1.pdf](#) [DA-04-641A1.txt](#)

WORLDCOM, INC. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-642). CGB [DA-04-642A1.doc](#) [DA-04-642A1.pdf](#) [DA-04-642A1.txt](#)

WORLDCOM, INC. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-646). CGB [DA-04-646A1.doc](#) [DA-04-646A1.pdf](#) [DA-04-646A1.txt](#)

WORLDCOM, INC. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-648). CGB [DA-04-648A1.doc](#) [DA-04-648A1.pdf](#) [DA-04-648A1.txt](#)

WORLDCOM, INC. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-650). CGB [DA-04-650A1.doc](#) [DA-04-650A1.pdf](#) [DA-04-650A1.txt](#)

WORLDCOM, INC. Denied the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-651). CGB [DA-04-651A1.doc](#) [DA-04-651A1.pdf](#) [DA-04-651A1.txt](#)

WORLDCOM, INC. Granted the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-643). CGB [DA-04-643A1.doc](#) [DA-04-643A1.pdf](#) [DA-04-643A1.txt](#)

WORLDCOM, INC. Denied the complaints regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-645). CGB [DA-04-645A1.doc](#) [DA-04-645A1.pdf](#) [DA-04-645A1.txt](#)

WORLDCOM, INC. Granted the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-647). CGB [DA-04-647A1.doc](#) [DA-04-647A1.pdf](#) [DA-04-647A1.txt](#)

WORLDCOM, INC. Granted the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-653). CGB [DA-04-653A1.doc](#) [DA-04-653A1.pdf](#) [DA-04-653A1.txt](#)

WORLDCOM, INC. Granted the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-654). CGB [DA-04-654A1.doc](#) [DA-04-654A1.pdf](#) [DA-04-654A1.txt](#)

WORLDCOM, INC. Granted the complaint regarding unauthorized change of subscriber's telecommunications carrier. Action by: Acting Deputy Chief, Policy Division, Consumer & Governmental Affairs Bureau. Adopted: 03/08/2004 by ORDER. (DA No. 04-652). CGB [DA-04-652A1.doc](#) [DA-04-652A1.pdf](#) [DA-04-652A1.txt](#)

APCC SERVICES INC. ET AL V. TELSTAR INTERNATIONAL INC. Granted Request for an extension of time. Action by: Deputy Chief, Market Disputes Resolution Division, Enforcement Bureau:.. Adopted: 03/11/2004 by ORDER. (DA No. 04-682). EB [DA-04-682A1.doc](#) [DA-04-682A1.pdf](#) [DA-04-682A1.txt](#)

NATURE TONE HEALTH PRODUCTS. Issued an Official citation to Nature Tone Health Products, Spring, Texas for violation of the TCPA and the Commission's rules regarding unsolicited fax advertising. Action by: Deputy Chief, Telecommunications Consumers Division, Enforcement Bureau by LETTER. (DA No. 04-684). EB [DA-04-684A1.doc](#) [DA-04-684A1.pdf](#) [DA-04-684A1.txt](#)

AMFM RADIO LICENSES, LLC/CLEAR CHANNEL BROADCASTING LICENSES, INC./CAPSTAR TX LIMITED PARTNERSHIP. Notified Clear Channel that it is apparently liable for a total monetary forfeiture in the amount of \$247,500 for willfully and repeatedly broadcasting indecent material. Action by: the Commission. Adopted: 03/04/2004 by NALF. (FCC No. 04-47). EB [FCC-04-47A1.doc](#) [FCC-04-47A2.doc](#) [FCC-04-47A3.doc](#) [FCC-04-47A4.doc](#) [FCC-04-47A1.pdf](#) [FCC-04-47A2.pdf](#) [FCC-04-47A3.pdf](#) [FCC-04-47A4.pdf](#) [FCC-04-47A1.txt](#) [FCC-04-47A2.txt](#) [FCC-04-47A3.txt](#) [FCC-04-47A4.txt](#)

AMENDMENT OF PART 11 OF THE COMMISSION'S RULES REGARDING THE EMERGENCY ALERT SYSTEM. Proposed to adopt revisions to the Part 11 rules governing the Emergency Alert System (EAS) that will allow wireless cable television systems to provide EAS alerts to their subscribers in a more efficient and less

burdensome manner. (Dkt No. 04-51). Action by: the Commission. Adopted: 03/04/2004 by NPRM. (FCC No. 04-46). EB [FCC-04-46A1.doc](#) [FCC-04-46A1.pdf](#) [FCC-04-46A1.txt](#)

FM TABLE OF ALLOTMENTS, SHINER, TX. Dismissed the Petition for Rulemaking. (Dkt No. 01-105). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 03/10/2004 by R&O. (DA No. 04-548). MB [DA-04-548A1.doc](#) [DA-04-548A1.pdf](#) [DA-04-548A1.txt](#)

WARNER CABLE COMMUNICATIONS OF CINCINNATI. Granted the Petition for Reconsideration. Action by: Deputy Chief, Policy Division, Media Bureau. Adopted: 03/10/2004 by MO&O. (DA No. 04-681). MB [DA-04-681A1.doc](#) [DA-04-681A1.pdf](#) [DA-04-681A1.txt](#)

FM TABLE OF ALLOTMENTS, CARO AND CASS CITY, MI. Denied the Petition for Reconsideration. (Dkt No. 01-33). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 03/10/2004 by MO&O. (DA No. 04-611). MB [DA-04-611A1.doc](#) [DA-04-611A1.pdf](#) [DA-04-611A1.txt](#)

FM TABLE OF ALLOTMENTS, BRAZIL AND SPENCER, IN. Amended FM Table of Allotments for these communities. (Dkt No. 03-192). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 03/10/2004 by R&O. (DA No. 04-609). MB [DA-04-609A1.doc](#) [DA-04-609A1.pdf](#) [DA-04-609A1.txt](#)

FM TABLE OF ALLOTMENTS, FLORENCE, QUINBY, GREELEYVILLE, AND WEDGEFIELD, SC AND SAVANNAH, GA. Amended FM Table of Allotments for these communities. (Dkt No. 03-35). Action by: Chief, Audio Division, Media Bureau. Adopted: 03/10/2004 by R&O. (DA No. 04-610). MB [DA-04-610A1.doc](#) [DA-04-610A1.pdf](#) [DA-04-610A1.txt](#)

FM TABLE OF ALLOTMENTS, PITTSFIELD AND EASTHAMPTON, MA AND MALTA, NY. Proposed Amendment of FM Table of Allotments for these communities. (Dkt No. 04-67). Action by: Assistant Chief, Audio Division, Media Bureau. Comments Due: 05/03/2004. Reply Comments Due: 05/18/2004. Adopted: 03/10/2004 by NPRM. (DA No. 04-608). MB [DA-04-608A1.doc](#) [DA-04-608A1.pdf](#) [DA-04-608A1.txt](#)

FM TABLE OF ALLOTMENTS, OREGON AND WASHINGTON. Ordered Saga Broadcasting Corp., licensee of Station KAFE(FM), Bellingham, Washington, to SHOW CAUSE why its license should not be modified. By Order to Show Cause. (Dkt No. 02-136). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 03/10/2004 by ORDER. (DA No. 04-607). MB [DA-04-607A1.doc](#) [DA-04-607A1.pdf](#) [DA-04-607A1.txt](#)

FM TABLE OF ALLOTMENTS, OREGON AND WASHINGTON. Ordered First Broadcasting Investment Partners, LLC ("First Broadcasting"), the licensee of Station KLLM, Forks, Washington, to SHOW CAUSE why its license should not be modified. By Order to Show Cause. (Dkt No. 02-136). Action by: Assistant Chief, Audio Division, Media Bureau. Adopted: 03/10/2004 by ORDER. (DA No. 04-606). MB [DA-04-606A1.doc](#) [DA-04-606A1.pdf](#) [DA-04-606A1.txt](#)

AMENDMENT OF PART 2 OF THE COMMISSION'S RULES TO REALIGN THE 76-81- GHZ BAND AND THE FREQUENCY RANGE ABOVE 95 GHZ CONSISTENT WITH INTERNATIONAL ALLOCATION CHANGES. Issued Erratum correcting minor errors in Report and Order, FCC 04-20, released February 12, 2004. (Dkt No. 99-261, 03-102). Action by: Chief, Office of Engineering and Technology. Adopted: 03/11/2004 by ERRATUM. OET [DOC-244880A1.doc](#) [DOC-244880A1.pdf](#) [DOC-244880A1.txt](#)

ADDENDA: THE FOLLOWING ITEMS, RELEASED MARCH 11, 2004, DID NOT APPEAR IN DIGEST NO. 48:

NEWS RELEASES

FCC INTERNET POLICY WORKING GROUP TO HOLD SECOND SOLUTIONS SUMMIT ON FRIDAY, MAY 7, 2004. News Release. News Media Contact: Meribeth McCarrick at (202) 418-0654 or Rosemary Kimball at (202) 418-0511 CGB. Contact Kelly Jones at (202) 418-7078 or TTY: (202) 418- 7172, email: Kelly.Jones@fcc.gov [DOC-244851A1.doc](#) [DOC-244851A1.pdf](#) [DOC-244851A1.txt](#)

FCC SEEKS COMMENTS ON IMPOSITION OF MANDATORY MINIMUM INFORMATION SHARING REQUIREMENTS ON TELCOS. Adjustments to customer account record exchange (CARE) system could improve billing accuracy. News Release. (Dkt No 02-386). (FCC No. 04-50). News Media Contact: Rosemary Kimball at (202) 418-0511, email: Rosemary.Kimball@fcc.gov CGB. Contact Nancy Stevenson at (202) 418-2512 [DOC-244844A1.doc](#) [DOC-244844A1.pdf](#) [DOC-244844A1.txt](#)

COMMISSIONER COPPS CALLS FOR AN "ALWAYS-ON" CAMPAIGN FOR CONSUMERS. News Release. News Media Contact: Paul Margie: (202) 418-2000 CMMR [DOC-244855A1.doc](#) [DOC-244855A2.doc](#) [DOC-244855A1.pdf](#) [DOC-244855A2.pdf](#) [DOC-244855A1.txt](#) [DOC-244855A2.txt](#)

PUBLIC NOTICES

Report No: 473 Released: 03/11/2004. MEDIA BUREAU CALL SIGN ACTIONS. MB, MB [DOC-244883A1.pdf](#) [DOC-244883A1.txt](#)

Released: 03/11/2004. FCC ANNOUNCES AGENDA FOR MARCH 18, 2004 SOLUTIONS SUMMIT ON 911/E911 ISSUES ASSOCIATED WITH INTERNET-BASED COMMUNICATIONS SERVICES. WTB [DOC-244849A1.doc](#) [DOC-244849A1.pdf](#) [DOC-244849A1.txt](#)